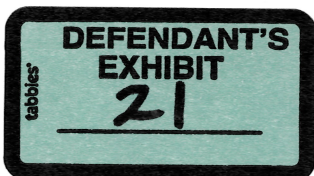


[Previously 9526]

www.ck12.org

SAN JACINTO COUNTY, TEXAS

EXHIBIT A



JUN/22/2009

DATE OF ARREST: 2-8-2007

COUNTY WHERE ARRESTED: WALKER COUNTY, TEXAS

MUNICIPALITY WHERE ARREST OCCURRED: HUNTSVILLE TEXAS

ARRESTING AGENCY: TEXAS DEPARTMENT OF PUBLIC SAFETY, TEXAS

RANGERS

CASE NUMBER: 9751 [previously 9526]

COURT: 411th Judicial District Court of SAN JACINTO County, Texas

3. Petitioner is entitled to an expunction of all records and files relating to said alleged offense CAPITAL MURDER under Article 55.01(a)(1)(A) of the Texas Code of Criminal Procedure, because Petitioner was tried for the offense and was acquitted of this charge in this cause on JUNE 12, 2009. (See judgment of acquittal attached hereto).

4. Petitioner has reason to believe that the following law enforcement agencies, jails or other detention facilities, magistrates, courts, prosecuting attorneys, correctional facilities, central state depositories of criminal records, central federal depositories of criminal records, other officials, agencies, entities, and political subdivisions of this state, or private entities that compile and disseminate criminal history record information for compensation, may have records or files pertaining to Petitioner in connection with the arrest and/or alleged offense described above, and which are subject to expunction:

TEXAS DEPARTMENT OF PUBLIC SAFETY

CRIMINAL RECORDS DIVISION - MSC 0234

For itself and for any private entity to which it provided information

P.O. BOX 4143

AUSTIN, TX 78765-4143

TEXAS DEPARTMENT OF PUBLIC SAFETY

DRIVER IMPROVEMENT BUREAU

P.O. BOX 4040

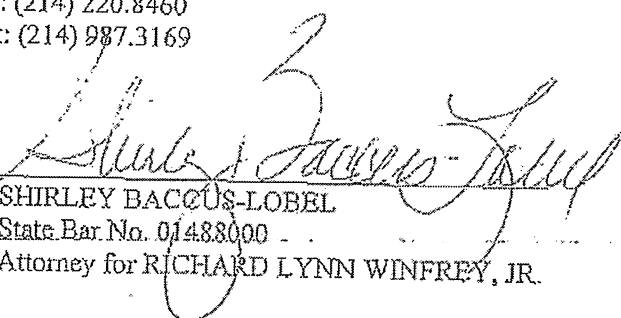
AUSTIN, TX 78765-4040

JUN/22/2010 10:00 AM

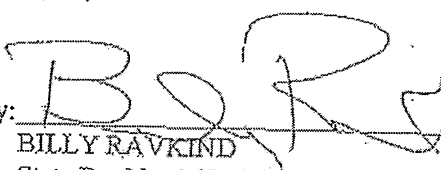
WHEREFORE, PREMISES CONSIDERED, Petitioner prays that the above-described records be expunged as provided by Chapter 55 of the Texas Code of Criminal Procedure.

Respectfully submitted,

LAW OFFICES OF SHIRLEY BACCUS-LOBEL
A Professional Corporation
8350 Meadow Road, Suite 186
Dallas, Texas 75206
Tel: (214) 220.8460
Fax: (214) 987.3169

By: 
SHIRLEY BACCUS-LOBEL
State Bar No. 01488000
Attorney for RICHARD LYNN WINFREY, JR.

LAW OFFICES OF BILLY RAVKIND
5005 GREENVILLE AVE STE 200
Dallas, Texas 75206
Tel: (214) 559-0555
Fax: (214)

By: 
BILLY RAVKIND
State Bar No. 16587300
Attorney for RICHARD LYNN WINFREY, JR.

JUN/22/20

VERIFICATION

STATE OF TEXAS

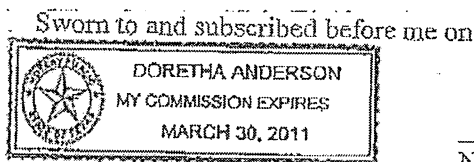
§
§
§

COUNTY OF SAN JACINTO

BEFORE ME, the undersigned authority, personally appeared RICHARD LYNN WINFREY, JR., who, having been duly sworn, stated:

"My name is RICHARD LYNN WINFREY, JR. I am the Petitioner in the above Petition for Expunction. I have read said Petition for Expunction and the facts stated therein are true and correct."

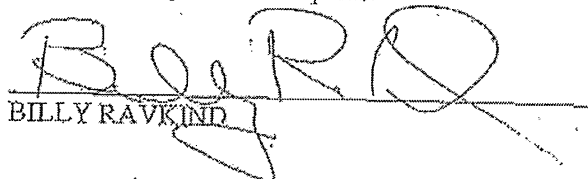

RICHARD LYNN WINFREY, JR.



July 8, 2009
Doretha Anderson
NOTARY PUBLIC

CERTIFICATE OF SERVICE

This is to certify that on July 8, 2009 a true and correct copy of this document and the proposed Order Granting Expunction were served on the District Attorney's Office, San Jacinto County, BILL BURNETT, DISTRICT ATTORNEY FOR SAN JACINTO COUNTY, TEXAS, by facsimile transmission to 936-653-2143, and by Federal Express.


BILLY RAVKIND

JUN/22/20



CASE NO. 9751

COUNT One

INCIDENT NO./TRN: 0108864881

THE STATE OF TEXAS

§
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IN THE 411TH DISTRICT

v.

COURT

RICHARD LYNN WINFREY, JR.

SAN JACINTO COUNTY, TEXAS

STATE ID NO.: [REDACTED]

JUDGMENT OF ACQUITTAL BY JURY

Judge Presiding:	HON. ROBERT H. TRAPP	Date Judgment Entered:	6/12/2009
Attorney for State:	BILL BURNETT	Attorney for Defendant:	BILLY RAVKIND
Charged Offense:	CAPITAL MURDER		
Charging Instrument:	INDICTMENT		
Plea to Offense:	NOT GUILTY		
	Statute for Offense: 19.03 Penal Code		

All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in San Jacinto County, Texas. The State appeared by her District Attorney.

Counsel / Waiver of Counsel (select one)

☒ Defendant appeared in person with Counsel.

☐ Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The INDICTMENT was read to the jury, and Defendant entered a plea of NOT GUILTY to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and the argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict. The Court received the jury's verdict and ordered the verdict entered of record upon the minutes of the Court as follows:

"We, the Jury, find the defendant NOT GUILTY."

The Court ORDERS, ADJUDGES, AND DECREES that Defendant is NOT GUILTY of the charged offense as FOUND BY THE VERDICT OF THE JURY. The Court FURTHER ORDERS Defendant immediately discharged.

Signed and entered on June 12, 2009

X Robert H. Trapp
ROBERT H. TRAPP
JUDGE PRESIDING

Clerk:

FILED
On 18th Day of June AD 20 09
Time 10:10 AM
REBECCA CAPERS
Clerk District Court San Jacinto County, Texas
Rebecca Capers Deputy

STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
VS.	§	411TH JUDICIAL DISTRICT
	§	
RICHARD LYNN WINFREY, JR.	§	SAN JACINTO COUNTY, TEXAS

JUN/22/2010

DATE OF ARREST: 2-8-2007

COUNTY WHERE ARRESTED: WALKER COUNTY, TEXAS

MUNICIPALITY WHERE ARREST OCCURRED: HUNTSVILLE TEXAS

ARRESTING AGENCY: TEXAS DEPARTMENT OF PUBLIC SAFETY, TEXAS
RANGERS

CASE NUMBER: 9751 [previously 9526]

COURT: 411th Judicial District Court of SAN JACINTO County, Texas

3. Petitioner is entitled to an expunction of all records and files relating to said alleged offense of CONSPIRACY TO COMMIT CAPITAL MURDER under Article 55.01(a)(1)(A) of the Texas Code of Criminal Procedure, because Petitioner was tried for the offense and was acquitted of this charge in this cause on JUNE 12, 2009. (See judgment of acquittal attached hereto).

4. Petitioner has reason to believe that the following law enforcement agencies, jails or other detention facilities, magistrates, courts, prosecuting attorneys, correctional facilities, central state depositories of criminal records, central federal depositories of criminal records, other officials, agencies, entities, and political subdivisions of this state, or private entities that compile and disseminate criminal history record information for compensation, may have records or files pertaining to Petitioner in connection with the arrest and/or alleged offense described above, and which are subject to expunction:

TEXAS DEPARTMENT OF PUBLIC SAFETY
CRIMINAL RECORDS DIVISION - MSC 0234
For itself and for any private entity to which it provided information
P.O. BOX 4143
AUSTIN, TX 78765-4143

TEXAS DEPARTMENT OF PUBLIC SAFETY
DRIVER IMPROVEMENT BUREAU
P.O. BOX 4040
AUSTIN, TX 78765-4040

JUN/22/2000

TEXAS CRIME INFORMATION CENTER, for itself and for any private entities
to which information regarding the arrest was provided.

P.O. BOX 4143
AUSTIN, TX 78765-4143

411TH JUDICIAL DISTRICT COURT, for itself and for the Grand Jury
1 STATE HWY. 150
ROOM 23
COLDSRING, TX 77331

SAN JACINTO DISTRICT CLERK, for itself and the Grand Jury
1 STATE HWY. 150
ROOM 4
COLDSRING, TX 77331

SAN JACINTO COUNTY SHERIFF
73 W. CEDAR AVENUE
COLDSRING, TX 77331

WALKER COUNTY SHERIFF
717 FM 2821 WEST
HUNTSVILLE, TX 77320

MONTGOMERY COUNTY SHERIFF
NO. 1 CRIMINAL JUSTICE DRIVE
CONROE, TEXAS 77301

FORT BEND COUNTY SHERIFF
1410 RANSOM RD.
RICHMOND, TX 77469

SAN JACINTO CRIMINAL DISTRICT ATTORNEY, for itself and for the
Grand Jury, and for any private entities to which information regarding the arrest
was provided.

1 STATE HWY. 150
ROOM 21
COLDSRING, TX 77331

TEXAS DEPARTMENT OF PUBLIC SAFETY
TEXAS RANGERS, for itself and for any private entity to which it provided
information regarding the arrest

JUN/22/20

VERIFICATION

STATE OF TEXAS

§

§

COUNTY OF SAN JACINTO

§

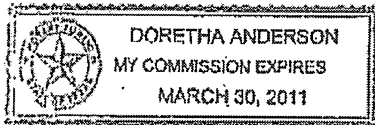
BEFORE ME, the undersigned authority, personally appeared RICHARD LYNN WINFREY, JR., who, having been duly sworn, stated:

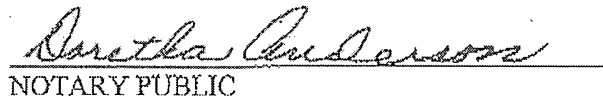
"My name is RICHARD LYNN WINFREY, JR. I am the Petitioner in the above Petition for Expunction. I have read said Petition for Expunction and the facts stated therein are true and correct."


RICHARD LYNN WINFREY, JR.

Sworn to and subscribed before me on

July 8, 2009




NOTARY PUBLIC

CERTIFICATE OF SERVICE

This is to certify that on July 8, 2009 a true and correct copy of this document and the proposed Order Granting Expunction were served on the District Attorney's Office, San Jacinto County, BILL BURNETT, DISTRICT ATTORNEY FOR SAN JACINTO COUNTY, TEXAS, by facsimile transmission to 936-653-2143, and by Federal Express.


BILLY RAVKIND

JUN/22/20



CASE NO. 9751

COUNT Two

INCIDENT NO./TRN: 0108354881

THE STATE OF TEXAS

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IN THE 411TH DISTRICT

v.

COURT

RICHARD LYNN WINFREY, JR.

SAN JACINTO COUNTY, TEXAS

STATE ID NO.: [REDACTED]

JUDGMENT OF ACQUITTAL BY JURY

Judge Presiding: HON. ROBERT H. TRAPP

Date Judgment

Entered: 6/12/2009

Attorney for State: BILL BURNETT

Attorney for

Defendant: BILLY RAVKIND

Charged Offense:

CONSPIRACY TO COMMIT CAPITAL MURDER

Charging Instrument:

INDICTMENT

Statute for Offense:

15.02 Penal Code

Plea to Offense:

NOT GUILTY

All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in San Jacinto County, Texas. The State appeared by her District Attorney.

Counsel / Waiver of Counsel (select one)☒ Defendant appeared in person with Counsel.☐ Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The INDICTMENT was read to the jury, and Defendant entered a plea of NOT GUILTY to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and the argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict. The Court received the jury's verdict and ordered the verdict entered of record upon the minutes of the Court as follows:

"We, the Jury, find the defendant NOT GUILTY."

The Court ORDERS, ADJUDGES, AND DECREES that Defendant is NOT GUILTY of the charged offense as FOUND BY THE VERDICT OF THE JURY. The Court FURTHER ORDERS Defendant immediately discharged.

Signed and entered on June 12, 2009

X Robert H. Trapp
ROBERT H. TRAPP
JUDGE PRESIDING

Clerk:

FILED
On 18th Day of June AD 20 09
Time 10:43 AM
REBECCA CAPERS
Clerk District Court San Jacinto County, Texas
Rebecca Capers - Deputy

JUN/22/20

CERTIFIED COPY

NO. 9751
[Formerly 9526]

STATE OF TEXAS	§	IN THE DISTRICT COURT
	§	
vs.	§	411TH JUDICIAL DISTRICT
	§	
RICHARD LYNN WINFREY, JR.	§	SAN JACINTO COUNTY, TEXAS

ORDER GRANTING EXPUNCTION

On July 13th, 2009 the Court considered the Petitions for Expunction of RICHARD LYNN WINFREY, JR., which the Court finds should be GRANTED.

The following information regarding Petitioner is included in this Order pursuant to Section 3(b) of Article 55.02, Texas Code of Criminal Procedure:

NAME: RICHARD LYNN WINFREY, JR.
SEX: MALE
RACE: WHITE/CAUCASION
DATE OF BIRTH: [REDACTED]
DRIVER'S LICENSE NO., STATE: [REDACTED] Texas
SOCIAL SECURITY NO.: [REDACTED]

The Court finds that RICHARD LYNN WINFREY, JR. is entitled to expunction as provided by Article 55.01(a)(1)(A), Texas Code of Criminal Procedure, with respect to the following offenses charged against Petitioner, with pertinent information provided in accordance with said Section 3(b) of said Article 55.02:

ALLEGED OFFENSES: CAPITAL MURDER, CONSPIRACY TO COMMIT
CAPITAL MURDER
DATE OF ALLEGED OFFENSE: AUGUST 6, 2004
COUNTY WHERE ALLEGED OFFENSE OCCURRED: SAN JACINTO COUNTY,
TEXAS
DATE OF ARREST: 2-8-2007
CASE NUMBER: 9751 [formerly 9526]
COURT: 411th Judicial District Court of SAN JACINTO County, TEXAS
TRN (Tracking Incident Number): 0108354881

A copy of each judgment of acquittal regarding said offenses is attached hereto.

FILED
Or 13th day of July 2009
11:55 AM
REBECCA CAPERS
Clerk District Court San Jacinto County, Texas
Rebecca Capers Deputy

JUN/22/20

incorporated by reference pursuant to Section 3(b) of Article 55.02, Texas Code of Criminal Procedure.

The Court further finds that the following law enforcement agencies, jails or other detention facilities, magistrates, courts, prosecuting attorneys, correctional facilities, central state depositories of criminal records, central federal depositories of criminal records, other officials, agencies, entities, and political subdivisions of this state; or private entities that compile and disseminate criminal history record information for compensation, may have records or files pertaining to Petitioner in connection with the arrest and/or alleged offenses described in this Order, and which are subject to expunction:

TEXAS DEPARTMENT OF PUBLIC SAFETY

For itself, and for any private entities to which information pertaining to petitioner was provided

CRIMINAL RECORDS DIVISION -MSC-0234

P.O. BOX 4143

AUSTIN, TX 78765-4143

TEXAS DEPARTMENT OF PUBLIC SAFETY

DRIVER IMPROVEMENT BUREAU

P.O. BOX 4040

AUSTIN, TX 78765-4040

TEXAS CRIME INFORMATION CENTER

For itself, and for any private entities to which information pertaining to petitioner was provided

P.O. BOX 4143

AUSTIN, TX 78765-4143

411TH JUDICIAL DISTRICT COURT, for itself, and for the Grand Jury

1 STATE HWY. 150

ROOM 23

COLDSRING, TX 77331

SAN JACINTO DISTRICT CLERK, for itself, the grand jury, and for any private entities to which information pertaining to petitioner was provided

1 STATE HWY. 150

ROOM 4

COLDSRING, TX 77331

JUN/22/20

SAN JACINTO COUNTY SHERIFF
73 W. CEDAR AVENUE
COLDSRING, TX 77331

WALKER COUNTY SHERIFF
717 FM 2821 WEST
HUNTSVILLE, TX 77320

MONTGOMERY COUNTY SHERIFF
NO. 1 CRIMINAL JUSTICE DRIVE
CONROE, TEXAS 77301

FORT BEND COUNTY SHERIFF
1410 RANSOM RD.
RICHMOND, TX 77469

SAN JACINTO CRIMINAL DISTRICT ATTORNEY, for itself, the Grand Jury,
and any private entity to which information pertaining to petitioner was provided.

1 STATE HWY. 150
ROOM 21
COLDSRING, TX 77331

TEXAS DEPARTMENT OF PUBLIC SAFETY
TEXAS RANGERS, for itself and any private entity to which information
pertaining to petitioner was provided
P.O. BOX 4087
AUSTIN, TX 78773-0600

The Court ORDERS that any of the above-named agencies and/or persons that sent information to a central federal depository regarding the arrest and/or alleged offenses described herein shall request such federal depository to return all records and files subject of this Order.

The clerk of this court is ORDERED to send a certified copy of this Order by hand delivery or by certified mail, return receipt requested, to the Crime Records Service of the Texas Department of Public Safety and to each other agency, jail or other detention facility, magistrate, court, prosecuting attorney, correctional facility, central state depository of criminal records, official, entity, or political subdivision named hereinabove. In the event that this Order is

JUN/22/20

delivered by hand delivery, the clerk of the court is further directed to receive a receipt for each such Order delivered in this manner.

The Texas Department of Public Safety is ORDERED to notify any central federal depository of criminal records by any reasonable means of this Order. The Texas Department of Public Safety shall also provide, by secure electronic mail, electronic transmission, or facsimile transmission, notice of the order to any private entity that is named in the order or that purchases criminal history record information from the department. The notice must include an explanation of the effect of the Order and a request that the records in possession of the depository or entity, including any information with respect to the Order, be destroyed or returned to the Court.

It is further ORDERED, that, upon receipt of this Order, each agency, jail or other detention facility, magistrate, court, prosecuting attorney, correctional facility, central state depository of criminal records, official, entity, or political subdivision named hereinabove shall:

(1) return to this Court all records and files that are subject to this Order, or, if removal is impracticable, obliterate all portions of the record or file that identify RICHARD LYNN WINFREY, JR. and notify this Court of any such action; and (2) delete from public records all index references to the records and files that are subject to this Order.

It is further ORDERED that the records concerning this proceeding are not open for inspection by anyone, and the Clerk of this Court shall obliterate all public references to this proceeding and maintain the files or other records in an area not open to inspection.

Signed on

July 13th 2009
JUDGE PRESIDING

JUN/22/20



CASE NO. 9751

COUNT One

INCIDENT NO./TRN: 0108864881

THE STATE OF TEXAS

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IN THE 411TH DISTRICT

V.

COURT

RICHARD LYNN WINFREY, JR.

SAN JACINTO COUNTY, TEXAS

STATE ID NO. [REDACTED]

JUDGMENT OF ACQUITTAL BY JURY

Judge Presiding: HON. ROBERT H. TRAPP

Date Judgment

6/12/2009

Attorney for State: BILL BURNETT

Entered:

Attorney for

BILLY RAYKIND

Defendant:

Charged Offense:

CAPITAL MURDER

Charging Instrument:

INDICTMENT

Statute for Offense:

19.03 Penal Code

Plea to Offense:

NOT GUILTY

All pertinent information, names and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in San Jacinto County, Texas. The State appeared by her District Attorney.

Counsel/Waiver of Counsel (select one)☒ Defendant appeared in person with Counsel.☐ Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The INDICTMENT was read to the jury, and Defendant entered a plea of NOT GUILTY to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and the argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict. The Court received the jury's verdict and ordered the verdict entered of record upon the minutes of the Court as follows:

"We, the Jury, find the defendant NOT GUILTY."

The Court ORDERS, ADJUDGES, AND DECREES that Defendant is NOT GUILTY of the charged offense as FOUND BY THE VERDICT OF THE JURY. The Court FURTHER ORDERS Defendant immediately discharged.

Signed and entered on June 12, 2009

X *Robert H. Trapp*
ROBERT H. TRAPP
JUDGE PRESIDING

Clerk:

On 18th Day of *June* AD 20 *09*
Time *10:10 AM*
FILED
REBECCA CAPERS
Clerk District Court San Jacinto County, Texas
Rebecca Capers Deputy

JUN/22/20



CASE NO. 9751

COUNT Two

INCIDENT NO./TRN: 0108354881

THE STATE OF TEXAS

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IN THE 411TH DISTRICT

v.

COURT

RICHARD LYNN WINFREY, JR.

SAN JACINTO COUNTY, TEXAS.

STATE ID No. [REDACTED]

JUDGMENT OF ACQUITTAL BY JURY

Judge Presiding:	HON. ROBERT H. TRAPP	Date Judgment Entered:	6/12/2009
Attorney for State:	BILL BURNETT	Attorney for Defendant:	BILLY RAVKIND
<u>Charged Offense:</u>			
CONSPIRACY TO COMMIT CAPITAL MURDER			
<u>Charging Instrument:</u>		<u>Statute for Offense:</u>	
INDICTMENT		15.02 Penal Code	
<u>Plea to Offense:</u>			
NOT GUILTY			

All pertinent information, dates and assessments indicated above are incorporated into the language of the judgment below by reference.

This cause was called for trial in San Jacinto County, Texas. The State appeared by her District Attorney.

~~Counsel/Waiver of Counsel (select one)~~☒ Defendant appeared in person with Counsel.☐ Defendant knowingly, intelligently, and voluntarily waived the right to representation by counsel in writing in open court.

It appeared to the Court that Defendant was mentally competent and had pleaded as shown above to the charging instrument. Both parties announced ready for trial. A jury was selected, impaneled, and sworn. The INDICTMENT was read to the jury, and Defendant entered a plea of NOT GUILTY to the charged offense. The Court received the plea and entered it of record.

The jury heard the evidence submitted and the argument of counsel. The Court charged the jury as to its duty to determine the guilt or innocence of Defendant, and the jury retired to consider the evidence. Upon returning to open court, the jury delivered its verdict. The Court received the jury's verdict and ordered the verdict entered of record upon the minutes of the Court as follows:

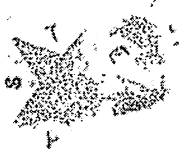
"We, the Jury, find the defendant NOT GUILTY."

The Court ORDERS, ADJUDGES, AND DECREES that Defendant is NOT GUILTY of the charged offense as FOUND BY THE VERDICT OF THE JURY. The Court FURTHER ORDERS Defendant immediately discharged.

Signed and entered on June 12, 2009

X Robert H. Trapp
ROBERT H. TRAPP
 JUDGE PRESIDING

Clerk:



FILED
 On 18th Day of June AD 20 09
 Time 10:10 AM
 REBECCA CAPERS
 Clerk District Court San Jacinto County, Texas
Rebecca Capers Deputy